1928

Department of Land & Sett

OFFICE Bd Tokyo

STATION Madras

Misc No. 1299

21-12-28

Dated 21/12/28

To whom sent	Date	Initial
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(SUBJECT.)

Sett - Result - S. Kanara -

Mulgeni Tenants - Applying for

Unnecessary. Do Papers recorded

Mr
4s (Cyclo) thro' Q.

Two copies have

been made and are sent on

KG 24/11/28 JJH 24.11.28

QQ 24/11/28 The typed copies are submitted for personal action will be taken after 2.45 th a return of the

26/11/28

Bell 26/11

Below is a copy of my inspection notes on South Kanara.

These notes have reference to the following:

(1) The G.O. that no encroachments sho should be charged back assessment or land value

(2) The qualify of the old survey which was condemned by the Director of Survey whosesale

(3) Crop values as affecting Re-settlement rates.

(4) Registration of Mulgenidars (tenan on perpetual lease) in A Register.

(5) Agitation against Re-settlement.

(6) Basis of assessment on garden-lands especially inclusion of other trees than cocoanuts and arecanuts, which were I think the only ones proposed for inclusion originally.

MacEwen has I believe proposed to exclude mango, as there are practically no mango topes but only wild mangoes, which are practically worthless. As it is 5 wild mangoes per acre or say 1 in 20 cents, though useless and unproductive makes a garden.

I think points (1),(2),(4) and (6) may be examined now, if not already -- under examination.

NOTES OF INSPECTION, SOUTH KANARA.

29-10-28

Kudlu (Kasargod Taluk) adjoining seashore. I inspected encroachment opposite R.S.Nos. 4 and5.

Extent Acrs. 1.49.

Age of encroachment perhaps 20 years by age of cocoanut trees on river porambokes - R.S.No.1.

Shanbogue says this accretion partly existed before last settlement but was not included as it was not cultivated every year; but tree patta was issued on his report of the encroachment. No other orders were passed on B.Memo. It is true that tree patta was granted in 1912 when trees were yielding - i.e. at the age of 7 or 8 years. Tahsildar recommende sale by auction in 1912. R.D.O. ordered issue of treepatta and occupation was ignored. Maximum width of the encroachment is 210 links nearly 50 yards.

Kasaragod (kasba)

R.S.No. 225-1, 3.02 acres. Assessed waste as per adangal at Re.1. In the sketch below A and B are not actual sub divisions, but represent different kinds of occupation.

(1) A (2 acres roughly) is old wet on ground

(1) B (1 Ac.) is house, garden and hill side. Near the house are cocoanut trees up to 20 years old and jack of about same age.

29-10-28- (Kasaragod

R.S. 219. Extent 7 Acs. is shown as Assessed Waste. It is enclosed by a permanent wall and under enjoyment of Rama Asra, a Brahmin, the same man as the encroacher on S.No. 225-1 (above). He is a class I Brahmin.

30-10-28. Perdal (15 miles inland from Kasaragod).

R.S.No. 930-4 50 cents. Shown as Assessed Waste in accounts. proposed to be transferred to W.I. (1st class wet). It is old wet. Shanbogue says 100 years old. Belongs to Bilwa Ambadi (toddy drawer caste) A junior member of the family lives on the land

The A.W. of s/a piece with patta land. No explanation for separate registration except corruption of surveyor. 25 years back assessment is fair. Land value should not be collected as it is Kumaki attached to Kadim. Karra, brother of Ambadi, now in occupation says this A.W. portion has been wet and as it is since he can remember (at least 50 years)

30-10-28 - Perdal.

R.S. 985-1. is a narrow triangle of land at N - end of S.No. extent 11 cen No land value or back assessment necessary.

Rent value is 10 mora of rice (mora 42 standard seers). Present price of a mora is Rs. 8. So rent is about Rs.80 per acre for 2 crops; but land lord cultivates it himself.

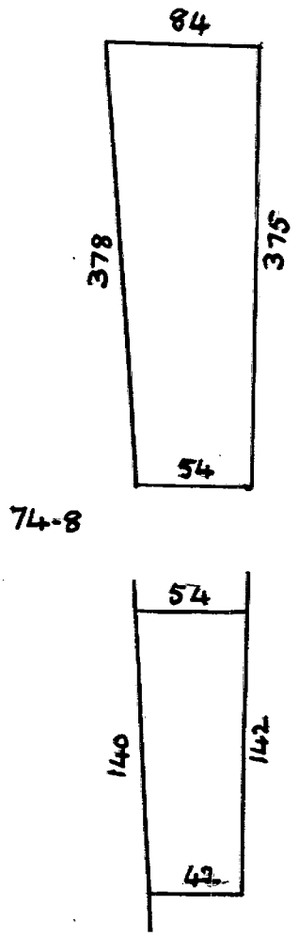
R.S. 985-3 44 cents. is channel at old and new survey. Now grown with -- garden trees, but water way is left. -- This should be assigned as garden to adjoining pattadar with 10 years' back assessment. Cocoanut trees are ~~of 10~~ up to 15 years old. Pattadar of R.S.No. 985/2 (on west) says he planted trees only on his side of the channel; those on the other side which are young, were planted by the Brahmin pattadar of the land on the East side. His name is Kunham Mahomed Beary (Vyapari).

In the old Settlement Register there is a column for mulgenidar, but it is left blank. The present order is that mulgenidars name should be omitted from the new A-Register (order dated about March 1926) But B.S.O. 15 says that Kumaki is to be enjoyed by mulgenidar. There is a contradiction. Better include mulgenidar, who has a perpetual lease.

985-3 will have to be given on joint patta if the adjacent owners agree or must be divided between them by a line drawn down midstream of the channel. They will obviously maintain the channel as a necessary drain. It runs into a river just north of this S.No.

31-10-28 Atkatbailu, near Kasaragod, on seashore.

North of this is S.No. 74/2, an encroachment of 25 cents. Value is Rs. 200 per acre. This is rate allowed for acquisition of a jutka stand a little south in S.No. 78/9.



Similarly on north of 74/2 are

74/1	31	cents
73/7	34	"
73/6	40	"
73/3	48	"
73/1	55	"

The northern boundary of 73/1 is 214 links.

On north of this are

17/5	1.42	acres
17/4	2.97	"
17/1	1.24	

Northern boundary of 17/1 431 links. This appears as 179 & 252 as Southern boundary of S.No. 15.

The 252 is Southern boundary of 15/3 which was assigned on patta in fasli 1325; so A.W. ~~here~~ here narrows to 179 link There is no encroachment there. This A.W. may be accretion since 1916.

There is thus a long strip along the seashore, 42 links wide at southern end and 431 links wide at northern end, occupied by adjacent pattadars since last settlement. The extents of the several fields noted above aggregates 8.02 acres, all planted with cocoamut trees several years old.

3-11-28 Delampadi near Parappa (26 miles inland from Kasaragod)

in kumaki, not entered in resurvey. Koruga Parai, brother of the Mulgar Subbakka, and V.M.(a Bant) says this is in occupation since last year only. Date of resurvey was 29-8-26. The encroachment is not entered in R.S. F.M.B. The wet land is classified as VII-1, VII-2 and VII-3. Lower part is wet I, assessed at Rs. 6-4-(compounde double crop Higher part is wet III at Rs.2 per acre. Shanbogue says 1 mudi of paddy land yields 15 fold. 1½ mudis are sown to the acre. So yield is 22½ mudis. A mudi , 42 seers and the price of a mudi is Rs.2 -4-0. That is 1st crop. 2nd crop yields to 10 fold (say 13½ mudis.

36 mudis. Rent is 8 mudi

Crop value Rs.80.

No. 8 is wet III at Rs.4. No.2 is lo land ~~for~~ lit for wet II. No. 2/3 will be assigned as dry now and converted to Wet II at Resettlement. S.S.O. thinks probably not worth while to scrutinize and reassess all wet lands.

This encroachment continues in -- R.S.No. 60 of Ikkidu, on north of the last mentioned S.No. and is about -- 60 cents. This is an encroachment on channel poramboke R.S.60 of Ikkidu. S.A.S.O valued the land at Rs. 500 p.a.

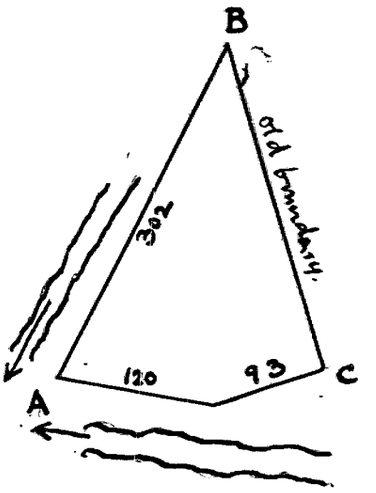
The channel has been diverted further north up to the northern boundary of the poramboke No. The encroachment is not objectionable per se.

The same man has dug out about 80 cents in S.No. 2 of Mudnur andS.No. 60 above to a depth of ~~about~~ 5 ... .. the southern side to 2 ft. on the northern side. No land value is proposed to be charged on A.W. but only on poramboke encroachments.

croachment of 25 cents on channel now demarcated as poramboke of Vittal village formerly as A.W.

It is a triangle at junction of

R.S. 55-1



trees. On southern side (A to C) are 5 trees of which the stones throw into the channel. poramboke, while 3 remain in patta.

This is the kind of demarcation - referred to in the memorial to Govt. The encroachment of 25 cents is 15 years old. The shanbogue says the encroachment of paddy is about 10 years old. The trees are probably older than the paddy plot, which was dug out.

The adjoining patta 55/1 isw wet III at Rs.3, though 2nd crop has been recently transplanted and it is fit for wet II. It should be assigned as wet II

It was in A.W. dry S.No: 226 of Vittal, the adjoining village.

Further north of the same poramboke No. is another encroachment (sketch in margin) S.portion goes into 55/1 being wet and northern into 55/2 being dry (nascent garden

Idkidu (village No. 158)

R.S.No. 94/2

by house on about 40 cents A.W.

Occupier admits 13 years occupation by pukka house and by a hut before that. S.A.S.O. proposes 20years back assessment and no land value. It is kumaki.

just told us that he paid Rs 3500 si to Govt. and had also lands in Mysore. This incident shows the effect which propaganda by local ~~M.L.Cs~~ MLCS etc. has had.

6-11-28. Hirebandadi (Puttur taluk) 11 miles north of Puttur.

Occupied area as per descriptive memoir of settlement.

	Ac.	cents.
Wet	697	14
Garden	58	81
Dry	52	32
Unoccupied	3082	25
Poramboke	21	43
Total	3911	95

The very small extent of gardens, where most of the unassessed waste is fit for gardens is noticeable. It must be due to lack of population, lack of labour and lack of enterprise.

S.No. 2/16 Extent 23 cents. Contain one mango (wild) and one jack(garden) This is patta and so technically it is a garden (at 5 trees per acre). It is now registered as dry. It is actually thick jungle. It is held on patta because the wet land adjoining belongs to the same man. The dry rate is 12 ann Class VII-3. Garden rates for this class Rs. 4,3 and 2. This would be

7 cents. Dry rate per acre Re. 1. Garden rate proposed Rs.3. It contains 1 bearing jack and 1 wild mango, the latter has been cut down since S.D.T's inspection.

True copy from note book with slight additions and corrections.

H.L.B.
23-11-28.

To A S (Sett)

Please
M_2's note at p1 above. Points
1 and 2 will be dealt with
in G. Section Points 4 and
6 are dealt with below

4. Registration of
mulgenidars tenants on
perpetual lease) in A Regr.

Please see M_2's
remarks at A on p. 5 of the
notes of inspection above. The order
referred to is that contained
in para. 2 of BB. mis. no.
163 of 22-1-26 in which it was
ordered that separate pattas
need not be issued for land
covered by mulgeni leases
Copies solicited to para.
of the ON. at p. 3 ref. in (Q)
where the point has been
discussed Under B.S.O. no.
however the mulgeni tenant
is entitled to certain preferential
claims in the matter of darkhast
The question whether the registry
of the names of mulgeni tenants
is necessary for the purpose of

darkhast rules was not considered at the time. The Coll. may perhaps be asked to report whether such registry is required for the working of the darkhast rules.

6 - Basis of assessment of garden lands

The existing system of garden assessment in S. Kanara is described in para. 3 of the S.S.O's report on the question of the reclassification of dry lands converted into wet or garden at resett. The Board has recommended that the wild mango and the palmyra may be excluded from the list of garden products.

JCG. 28.11.28 JM 28.11.28

Please see the S.S.O's report at Pt. 37 of 44 of (O). There he has discussed the system of garden assessment in S. Kanara. Pp. 18-19 of (O) We have not recommended the exclusion of the wild mango and the palmyra. Remains for tamarind two years make a garden. For garden if the Govt. wants the tamarind also to be included. No recommendation to this effect has been made either by the S.S.O. or the Coll. Paragraph 7 of S.O. No. 757 Rev. Dy 25-8-1902 - p. 217 of (3) may be

Question has not arisen this. Please also Vol. II S. Kanara Settlement.

The report of the D.S on the subject is at pp 47 to 58 of B.P.no 3112 M/s S) 21-9-28 (P)

It is only after considering this report that the Govt have passed the orders that excess areas found at the resurvey should not be treated as encroachments and that they should not be charged back assessment and land value Please see the G.O at pp 84 to 86 of (P)

The Gazetteer required by the A. is put up (Since removed & put up for amended G.O.)

C/S 4/12/28

B. sections must be the bill relating to the amendment of B.S. & A 15 and the reason for putting in para 4 of the G.O.

5/12/28

To A.S. (Ed. R. & Sett).

If any provision is to be made for entering the names of mulgenidars in the Sett. Regr. it is only for the purpose of S. 0.15. viz to show the names of the mulgeni tenants who are entitled to preferential

rights in the matter of assignments of land B.S.O. 15 para 40 does not prescribe that a register should be maintained of these mulgeni tenants In the old Sett. Regr altho there was a column for mulgenidars it was left blank What practice is followed in the district to have a list of these persons for the purpose of assignments under B.S.O. 15 is not known A reference may be made to the Collr as suggested above

The file relating to the ammendment of S.O. 15 does not throw light on the point at issue Under S.O. 15 - 40 mulgeni tenants are entitled to Kumaki privileges in Kadim warg lands as defined in Rule 7 A of the rules framed under Sec. 26 of the Forest Act are entitled to Kumaki privileges in Kodagarne or new wargs formed in & since

F. 1276 are not entitled to such privileges.

The question whether the mulcini tinants should be registered for the purpose of darkhast rule was not considered before. ~~A ruling to be made to the calls.~~ The use 15.12.28 of Numatki Lands is not enjoyed by Land holders as of right, but is a concession exercised over Govt waste by permission of the Govt. It seems that registry for the purpose of assessment is not necessary For orders.

15.12.28

To AS (Scott)

Please see M2 orders at p. 16 ante. The papers may be recorded in a misc. B&B for facility of future reference.

Mult gen tenants. Registry 4

unnecessary

4299